



STATE OF NEVADA  
**FUNERAL AND CEMETERY SERVICES BOARD**

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**MINUTES**

***Thursday, August 25, 2022, at 9:00 a.m.***  
**Video Conference and Teleconference**

**1. Call to order, roll call, establish quorum.**

The Board meeting commenced at 9:00 am and a quorum was established.

**Board Members Present**

Dr. Randy Sharp, Chairman  
Bart Burton, Secretary  
Kim Kandaras, Treasurer  
Adam Garcia  
Dr. Raymond Giddens  
Dr. Donald Edward Chaney

**Board Staff Present**

Jennifer Kandt, Executive Director  
Marie Paakkari, Administrative Assistant

**Board Counsel Present**

Joel Bekker, Deputy Attorney General

**Board Members Absent**

Laura Sussman

Dr. Donald Edward Chaney was introduced as the newest member of the Board.

**2. Public comment**

**Note:** No vote may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)

Krystal Osborne stated that she would like to address the situation with the transportation person who had posted videos to TikTok. Ms. Osborne wants to propose that the Board consider a certification course for removal and transport personnel. Ms. Osborne stated that communities should never have to endure seeing their loved ones on videos posted on a public platform. Ms. Osborne stated that with certification training program, they can teach them how to serve the public. Parts of Ms. Osborne's comments did not come through due to audio difficulties via the zoom feed.

Jennifer Kandt stated that she had sent the Board information pertaining to an individual who posted some videos to TikTok that were showing the inside of coolers. The videos did not show faces of decedents or give names, but some of the information the individual provides may be false. The funeral homes in which the recordings occurred were not aware of the recordings until after videos were posted. Ms. Kandt stated that the Board does not license transporters separately, and transportation falls under the licensing of a funeral home. If a funeral home chooses to contract with a transportation company, they certainly can do so, but it falls under their license. Ms. Kandt stated that there are very few states that do license transportation companies

and transporters. Ms. Kandt stated that the Board can discuss this matter in an agenda item at the next meeting to see if there is anything further the Board would like to do.

3. **Discussion, recommendation, and possible action regarding review and approval of minutes of meetings (For possible action)**
  - a. May 24, 2022

***MOTION: KIM KANDARAS MOVED TO APPROVE THE FEBRUARY 8, 2022, MINUTES. DR. RAYMOND GIDDENS SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.***

4. **Public hearing on proposed regulations. The Board will receive and hear all public comment regarding LCB file number R001-22 for changes to Chapter 642 of Nevada Administrative Code. Public comment may be made in person or submitted in writing.**

Jennifer Kandt stated that she spoke to LCB because she noticed an important section was left out. She stated that there was a request to eliminate fees for active duty military and that had been left out and she hadn't previously noticed it. She said that when the Board adopts the regulation, it needs to be clear that it is adopting with an amendment for LCB to add language to eliminate application fees for active-duty military.

There was no public comment.

**HEARING CLOSED AT 9:13 AM.**

5. **Consideration of public comment and possible adoption of LCB file number R001-22. The Board will consider fully all public comment received regarding the proposed regulatory changes under agenda item 4. This agenda item may involve the Board proposing changes to the regulation after consideration of all public comments and determine whether to adopt the regulation. (For possible action)**

***MOTION: DR. DONALD EDWARD CHANEY MOVED TO ADOPT LCB FILE NUMBER R001-22 WITH THE CHANGE OF ELIMINATING FEES FOR ACTIVE-DUTY MILITARY. ADAM GARCIA SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.***

6. **Discussion, recommendation, and possible action regarding consent decree for case number FB21-13 (For possible action)**

The Board reviewed and discussed the consent decree presented.

***MOTION: ADAM GARCIA MOVED TO APPROVE THE CONSENT DECREE AS WRITTEN REGARDING CASE NUMBER FB21-13. DR. RANDY SHARP SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.***

7. **Discussion, recommendation, and possible action regarding consent decree for case number FB22-06 (For possible action)**

The Board reviewed and discussed the consent decree presented.

***MOTION: ADAM GARCIA MOVED TO APPROVE THE CONSENT DECREE AS WRITTEN REGARDING CASE NUMBER FB22-06. KIM KANDARAS SECONDED THE MOTION WITH BART BURTON RECUSING AS HE WORKS FOR THE SAME COMPANY AND THE MOTION WAS CARRIED.***

**8. Discussion, recommendation, and possible action regarding consent decree for case number FB22-07 (For possible action)**

The Board reviewed and discussed the consent decree presented.

***MOTION: ADAM GARCIA MOVED TO APPROVE THE CONSENT DECREE AS WRITTEN REGARDING CASE NUMBER FB22-07. DR. RANDY SHARP SECONDED THE MOTION WITH BART BURTON RECUSING AS HE WORKS FOR THE SAME COMPANY AND THE MOTION WAS CARRIED.***

**9. Discussion, recommendation, and possible action regarding funeral arranger license application for Miranda Christine Brown (For possible action)**

Jennifer Kandt stated that the Board Executive Director can approve applicants, if there are issues or questions that are not straightforward, then the applicant is brought before the Board for review. Ms. Kandt stated that in this case, there is question on the moral character of the applicant. Ms. Kandt stated that the regulations state that an applicant cannot be convicted of a misdemeanor that has a reasonable relationship to the individual's license within the seven years immediately preceding the application. Ms. Kandt stated that the information regarding the applicant's criminal history is included in the Board packet for review. Ms. Kandt stated that the Board was also notified that the District Court dismissed the case with prejudice.

Adam Garcia stated that he did not see Miranda Brown's name in any of the supporting documents.

Miranda Brown stated that her name changed because of a divorce and her name was Miranda Guiles. Ms. Brown stated that she has fulfilled all obligations in accordance with the Court.

Adam Garcia stated that from a professional sense and as a Board member, he believes that Ms. Brown has fulfilled her obligations to the Court, and he feels that at this point it does appear to have any reflection regarding her application.

The Board reviewed and discussed the applicant's funeral arranger license application and supporting documents.

***MOTION: DR. RAYMOND GIDDENS MOVED TO APPROVE MIRANDA CHRISTINE BROWN'S FUNERAL ARRANGER LICENSE APPLICATION. BART BURTON SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.***

**10. Discussion, recommendation, and possible action regarding establishment permit application for La Eternidad Funeral Home, 4305 N. Rancho Drive, Las Vegas, NV 89130 (For possible action)**

Jennifer Kandt stated that everything was in order and temporary approval had been granted.

***MOTION: DR. RAYMOND GIDDENS MOVED TO APPROVE THE FUNERAL ESTABLISHMENT PERMIT APPLICATION FOR LA ETERNIDAD FUNERAL HOME LOCATED AT 4305 N. RANCHO DRIVE, LAS VEGAS. KIM KANDARAS SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.***

**11. Discussion, recommendation, and possible action regarding managing funeral director requests (For possible action)**

- a. Cheryl Lynn Jones FD986 – Neptune Society DC64L

Jennifer Kandt stated that everything was in order and temporary approval had been granted.

**MOTION: DR. DONALD EDWARD CHANEY MOVED TO APPROVE THE MANAGING FUNERAL DIRECTOR REQUEST REGARDING CHERYL LYNN JONES FD986 FOR NEPTUNE SOCIETY DC64L. DR. RANDY SHARP SECONDED THE MOTION WITH BART BURTON RECUSING AS THEY WORK FOR THE SAME COMPANY AND THE MOTION WAS CARRIED.**

- b. Brandy Hall FD944 – Lee Funeral Home and Cremation Service EST2

Jennifer Kandt stated that everything was in order and temporary approval had been granted.

**MOTION: ADAM GARCIA MOVED TO APPROVE THE MANAGING FUNERAL DIRECTOR REQUEST REGARDING BRANDY HALL FD944 FOR LEE FUNERAL HOME AND CREMATION SERVICE EST2. KIM KANDARAS SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.**

- c. Kristopher Wilks FD919 – Clark County Funeral Services EST106

Jennifer Kandt stated that everything was in order and temporary approval had been granted.

**MOTION: ADAM GARCIA MOVED TO APPROVE THE MANAGING FUNERAL DIRECTOR REQUEST REGARDING KRISTOPHER WILKS FD919 FOR CLARK COUNTY FUNERAL SERVICES EST106. DR. RANDY SHARP SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.**

- d. Jenna Autumn Daunt FD881 – Palm Southwest Mortuary EST105

Jennifer Kandt stated that everything was in order and temporary approval had been granted.

**MOTION: ADAM GARCIA MOVED TO APPROVE THE MANAGING FUNERAL DIRECTOR REQUEST REGARDING JENNA AUTUMN DAUNT FD881 FOR PALM SOUTHWEST MORTUARY EST105. DR. RAYMOND GIDDENS SECONDED THE MOTION WITH BART BURTON RECUSING AS THEY WORK FOR THE SAME COMPANY AND THE MOTION WAS CARRIED.**

- e. Saul Lomeli FD982 – Palm Downtown Mortuary EST17

Jennifer Kandt stated that everything was in order and temporary approval had been granted.

**MOTION: ADAM GARCIA MOVED TO APPROVE THE MANAGING FUNERAL DIRECTOR REQUEST REGARDING SAUL LOMELI FD982 FOR PALM DOWNTOWN MORTUARY EST17. DR. DONALD EDWARD CHANEY SECONDED THE MOTION WITH BART BURTON RECUSING AS THEY WORK FOR THE SAME COMPANY AND THE MOTION WAS CARRIED.**

- f. Jasmine Alejandra Perez FD974 – Kraft-Sussman Funeral Services EST130

Jennifer Kandt stated that everything was in order and temporary approval had been granted.

**MOTION: ADAM GARCIA MOVED TO APPROVE THE MANAGING FUNERAL DIRECTOR REQUEST REGARDING JASMINE ALEJANDRA PEREZ FD974 FOR KRAFT-SUSSMAN FUNERAL SERVICES EST130. KIM KANDARAS SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.**

Adam Garcia stated that he proposes that in the future the Board take the managing funeral director requests as a single item. He believes that Jennifer Kandt and the Board staff have completed their due diligence and they have been conditionally approved, and if there is an issue,

it would be presented to the Board for review instead of individually approving them. Mr. Garcia requested that they be presented under a consent agenda item for approval.

Ms. Kandt stated that when she first came to the Board, this Board approved every single application that came in and individuals had to wait up to ninety days for approval of their license until the next Board meeting. Ms. Kandt stated that she had recommended the Board reconsider this procedure of approving applications and allow her to approve individuals at the staff level. Ms. Kandt stated that there were a few application types that the Board requested to review which were the locations and the managing funeral director requests so that they could still keep track of who and where these managing funeral directors were. Ms. Kandt stated that if this Board has a different feeling regarding this procedure and would like to revisit the things that staff approves behind the scenes, she believes that this would be an excellent time to make these changes as there are new Board members. Ms. Kandt stated that she can place this item on the next meeting agenda and the Board can give the staff authority to issue the managing funeral director requests behind the scenes.

Adam Garcia stated that he would like to still review them as they are ultimately responsible and if they have questions they can ask, otherwise to place them under a consent agenda item if allowed. Mr. Garcia stated that the Board needs to have trust in the staff and the Executive Director to ensure that these are conditionally approved and that the due diligence prior to the Board review.

Bart Burton stated that he thought it was a great time to revisit this procedure so that the Board office can expeditiously process these requests to keep individuals working.

Dr. Randy Sharp stated that when he receives the requests and applications for temporary approval, the Board staff has done their due diligence and if there are any questions, it is then put aside for an agenda item.

Jennifer Kandt stated that if the Board was going to do a consent agenda item, then the Board will not want to review the actual applications thereby eliminating the applications except the ones that have issues for the managing funeral director requests and the locations.

**12. Discussion, recommendation, and possible action regarding continuing education approval request for The Funeral Directors and Morticians Association of Nevada, Preventing Future Litigation (For possible action)**

Dr. Raymond Giddens stated that the seminar in July touched on educating funeral directors, arrangers and staff members about the Nevada Funeral Laws and Regulations and Dr. Giddens thanked Jennifer Kandt for presenting two hours of training regarding the laws. Dr. Giddens stated that they also had an attorney who educated the community on preventing litigation with a focus on social media and protecting the firm and how social media can impact positively and negatively.

Jennifer Kandt stated that Nevada has not had a funeral directors association and congratulated Dr. Giddens for getting that going for Nevada.

Dr. Giddens stated that they started in July of last year with about four individuals and their goal was to promote their industry and what they do and to serve the community on a different level instead of just wearing the suit and sitting behind a desk. Dr. Giddens stated that they have a big event coming November 13, 2022, which is "Stop the Violence" rally. They are encouraging the families in their communities to stop the violence and the ones that have been impacted by gun and domestic violence. Dr. Giddens stated that they are going to be doing a hearse procession through the community as well as some families that will be marching through the community with posters of their loved ones that have passed away from violence throughout the years. Dr. Giddens stated that this is the time for us to come together and shed light on what took place on October 1<sup>st</sup>. Dr. Giddens stated that they are encouraging their funeral home partners and families

to come out as they present this event on November 13, 2022. Dr. Giddens stated that there will be more information regarding this event, and it will be posted on their website.

Adam Garcia requested that the Board staff share these opportunities with the Board as he would like to attend some of these continuing education seminars and events.

Jennifer Kandt stated that she would make sure that the Board members are presented with a copy of the continuing education seminars and events.

Kim Kandaras asked if any of the Northern Nevada funeral homes were included with the association.

Dr. Giddens stated that they do not have any Northern Nevada funeral homes yet, but they want to include the Northern Nevada funeral homes. Dr. Giddens stated that they wanted to get it started in the South to see how it would go over and he stated that it definitely went well, and they definitely want to get the entire State involved.

***MOTION: ADAM GARCIA MOVED TO APPROVE THE THREE (3) CEU REQUEST FOR THE FUNERAL DIRECTORS AND MORTICIANS' ASSOCIATION OF NEVADA, PREVENTING FUTURE LITIGATION. DR. DONALD EDWARD CHANEY SECONDED THE MOTION WITH AND THE MOTION WAS CARRIED UNANIMOUSLY.***

**13. Discussion, recommendation, and possible action regarding continuing education approval request for Nevada Donor Network, 2022 Funeral Home Symposium (For possible action)**

Jenna Dumas presented a short description of the symposium to the Board.

The Board reviewed and discussed the continuing education request.

***MOTION: ADAM GARCIA MOVED TO APPROVE FOUR (4) CEU REQUEST FOR NEVADA DONOR NETWORK 2022 FUNERAL HOME SYMPOSIUM. SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.***

**14. Discussion, recommendation, and possible action regarding applicant request to take State Board Exam – Sciences and recognize mortuary science certificate (For possible action)**

Jennifer Kandt stated that an individual completed a mortuary science certificate program in 1999 and became an embalmer in 2000 in California and has been licensed in California since then. The individual took a California Board exam but never took the National Board Exam because the applicant was half a credit shy of being considered a graduate due to dropping a PE class. At that point in time, most individuals did not pursue anything other than a certificate since that is all California required. Ms. Kandt stated that most states only required a certificate and at some point, requirements changed, and it was the certificate plus fifteen hours of general education. Ms. Kandt stated that an associates degree was not even required, just that fifteen hours extra in addition to the fifty hour certificate in mortuary science. Ms. Kandt stated that she did contact Cypress where the individual went to school and interestingly enough, the woman who was teaching there in 1999 and was the instructor for this applicant. Ms. Kandt stated that this woman was very familiar with what is happening. Now to be considered to be a graduate, and sit for the National Board Exam those fifteen credit hours have changed. Now there are completely different fifteen hours, and it wouldn't just be half of a credit needed.

Jennifer Kandt stated that we are talking about someone who has been licensed and practicing for over twenty years in another state. The Board has the opportunity to allow the individual to take the State Board-Sciences exam, which is the National Board exam content, but for that exam you are required to get certified through the school, but the school will not certify him because he

was half a credit shy. This individual, during COVID, needed to start embalming for the company that he works for and became registered as an apprentice because he does meet the qualifications to be an apprentice. The qualification that becomes tricky is whether the Board considers the individual to be a graduate. If the Board considers the individual to be a graduate, then the individual can take the State Board-Science exam. He was half a credit shy, so there are a couple options in her opinion. The Board can require that the individual take half a credit in something, and the Board consider it the graduation that it would have been back in that time. Or, because the Board did just pass regulations regarding reviewing various types of education toward graduation, that they allow for his prior education and training to count toward the half credit.

Ms. Kandt stated that this should not be a blanket approval for acceptance of mortuary science certificates no matter what the other parameters were. It is hard to argue that this applicant who has been practicing for over twenty years is not fit to practice. We are trying to figure out what the course of action is without sending this individual back to take fifteen credits of schooling, in something other than mortuary science.

Ms. Kandt stated that she included information regarding Cypress graduation requirements at the time he graduated so that the Board can see that the individual needed the fifteen units, but due to dropping the PE class he was half a credit shy which at the time was not a concern because he was licensed in California and took their exam and passed.

Bart Burton asked if this individual would be able to take the State Board-Sciences exam or would he still be required to have something from the school.

Jennifer Kandt stated that she can authorize this individual to take the State Board-Sciences exam.

Bart Burton stated that because this individual had been practicing for so long, he does not think that by this individual taking the State Board-Sciences exam does not propose a threat to the public or his knowledge.

Kim Kandaras asked if this individual has a clean record for the last twenty years practicing.

Jennifer Kandt stated that this individual is licensed as a funeral director in Nevada since Nevada does not require mortuary science school for funeral directors. Ms. Kandt stated that this individual has been embalming in Nevada as an apprentice because that was the only way we could get him working during the pandemic since he did not take the National Board exam. This individual has been licensed in California for over twenty years. There are no records of discipline for the licensee

Kim Kandaras stated that if the Board approves this individual, would this be a one-time thing, or will it set a precedent that now all the sudden everyone who is a half a credit short can do this.

Jennifer Kandt stated that this situation will only happen for these programs from a long time ago because the schools do not operate like this anymore. Ms. Kandt stated that Cypress College told her that they do get one or two applicants per year that come to them and ask what they need to do now that they want to go to another state and can't qualify. Ms. Kandt stated that each one is figured out on a case-by-case basis of how they can help them depending on what state they are going to.

Kim Kandaras stated that the Board could then take them on a case-by-case basis if they come into our state.

Jennifer Kandt stated that there is no way to address schooling from twenty years ago at this point and sometimes the law cannot address every situation. Ms. Kandt stated that there are times

when you might have to look at someone and say what do we do for this applicant to protect the public and still meet the requirements.

Bart Burton stated that he believes that the number of individuals with this situation is probably minimal because of age and reciprocating to other states. Mr. Burton stated that this number is getting smaller because the education process now is cut and dry for what is required to acquire a certificate.

Jennifer Kandt stated that this applicant has his certificate and fourteen and a half credits but did not believe that by dropping a simple PE class would affect him later in life. Ms. Kandt stated that this individual has also taken continuing education courses as he is licensed as a funeral director in Nevada. This individual started as a funeral arranger in September 2020 then became licensed as a funeral director and got his apprentice embalmer certificate.

***MOTION: DR. DONALD EDWARD CHANEY MOVED TO ALLOW THIS INDIVIDUAL TO TAKE THE STATE BOARD-SCIENCES EXAM. KIM KANDARAS SECONDED THE MOTION AND THE MOTION WAS CARRIED UNANIMOUSLY.***

**15. Financial Reports**

- a. Regulatory Fee Collection
- b. Financial Reports

Jennifer Kandt presented a summary of the Board financial reports.

**16. Overview of current complaint status**

Jennifer Kandt presented a summary of the current complaint status to the Board.

**17. Report from Executive Director, Jennifer Kandt**

Jennifer Kandt presented a written report, and the Board reviewed the information provided.

**18. Discussion regarding future agenda items and future meeting dates**

Tuesday, November 15, 2022, at 9:00 am

**19. Public comment**

**Note:** No vote may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)

There was no public comment.

**20. Adjournment**

The Board adjourned at 10:38 am.